

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under
37 C.F.R. 1.53(b))

Attorney Docket No.

1932.1004-074

First Named Inventor or
Application Identifier

Stephen Randall Holmes-Farley

Express Mail Label No.

EL 955640820 US

Title of
Invention

PHOSPHATE-BINDING POLYMERS FOR ORAL ADMINISTRATION

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

ADDRESS TO:

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

1. ☒ Fee Transmittal Form
(Submit an original, and a duplicate for fee processing)
2. ☒ Specification **Total Pages [37]**
(preferred arrangement set forth below)
 - Descriptive title of the invention
 - Cross References to Related Applications
 - Statement Regarding Fed sponsored R & D
 - Reference to sequence listing, a table, or a computer program listing appendix
 - Background of the Invention
 - Brief Summary of the Invention
 - Brief Description of the Drawings (if filed)
 - Detailed Description
 - Claim(s)
 - Abstract of the Disclosure
3. ☒ Drawing(s) (35 U.S.C. 113) **Total Sheets [3]**
☐ Fig. of the Drawings for Publication ☐
☒ No Figure to be Published
4. ☒ Oath or Declaration **Total Pages [3]**
 - a. ☐ Newly executed (original or copy)
 - b. ☒ Copy from a prior application (37 C.F.R. 1.63(d))
(for continuation/divisional with Box 17 completed)
 - i. ☐ DELETION OF INVENTOR(S)
Signed statement attached deleting inventor(s) named in the prior application, see 37 C.F.R. 1.63(d)(2) and 1.33(b).
5. ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)

6. ☐ Nucleotide and/or Amino Acid Sequence Submission
(if applicable, all necessary)
 - a. ☐ Computer Readable Form
 - b. ☐ Paper Copy (identical to computer copy)
[] Pages
 - c. ☐ Statements verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

7. ☐ Assignment Papers (cover sheet & documents)
☒ Assignee - Genzyme Corporation
 Cambridge, MA
8. ☐ Power of Attorney ☐ 37 C.F.R. 3.73(b) Statement
9. ☐ English Translation Document (if applicable)
10. ☐ Information Disclosure Statement (IDS)/PTO-1449 ☐ Copies of IDS Citations
11. ☐ Preliminary Amendment
12. ☒ Return Receipt Postcard
13. ☐ Small Entity Statement(s)
- 14a. ☐ Foreign Priority Claim under 35 U.S.C. §119 or 365
- 14b. ☐ Certified Copy of Priority Document(s)
15. ☐ Nonpublication Request (check parent application)
16. ☒ Other Remarks Letter/Change of Correspondence Address
& Petition for Extension of Time for U.S. Application
10/322,904

17. If a CONTINUING APPLICATION, check appropriate box; supply the requisite information.

☒ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No.: 10/322,904

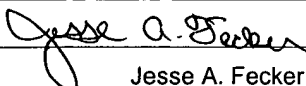
Prior application information: Examiner: James M. Spear

Group Art Unit: 1615

The entire disclosure of the prior application is considered a part of the disclosure of the accompanying application and is hereby incorporated by reference.
(Add standard Related Applications section with incorporation by reference to specification or update same)

18. CORRESPONDENCE ADDRESS

NAME	Customer No. 021005				
	HAMILTON, BROOK, SMITH & REYNOLDS, P.C.				
ADDRESS	530 Virginia Road, P.O. Box 9133				
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Signature		Date	1-28-04
Submitted by Typed or Printed Name	Jesse A. Fecker	Reg. Number	52,883

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

CLAIMS		(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
TOTAL CLAIMS (37 CFR 1.16(c) or (j))		15	- 20* =	0	x \$ 18 =	\$ 0
INDEPENDENT CLAIMS (37 CFR 1.16(b) or (i))		2	- 3** =	0	x \$ 86 =	\$ 0
MULTIPLE DEPENDENT CLAIMS (if applicable) (37 CFR 1.16(d))					+ \$ 290 =	\$
					BASIC FEE (37 CFR 1.16(a) or (h))	\$ 770
					Total of above Calculations =	\$ 770
					Reduction by 50% for filing by small entity (37 CFR 1.9, 1.27, 1.28) =	\$
					TOTAL =	\$ 770
					Surcharge - Late Filing of Declaration or Filing Fees (37 C.F.R. 1.16(e)) =	\$
					Petition for Extension of Time Fee (37 C.F.R. 1.17) =	\$
					Assignment Recordation Fee = (only when filed with application)	\$
					[Other]	\$
					TOTAL =	\$ 770

* Reissue claims in excess of 20 and over original patent
** Reissue independent claims over original patent

1. Small entity status:

a. ☐ A small entity statement is enclosed.

b. ☐ A small entity statement was filed in the prior non-provisional application and such status is still proper and desired.

c. ☐ Is no longer claimed.

2. ☒ A general authorization is hereby granted to charge deposit account number 08-0380 for any fees required under 37 CFR 1.16 and 1.17 in order to maintain pendency of this application. A copy of this authorization is enclosed for accounting purposes.

3. ☒ A check is enclosed for \$770. ☐ Please charge \$[] to Deposit Account No. 08-0380.

4. ☐ Other: _____

Signature	Date
Jesse A. Fecker	1-25-04

Submitted by Typed or Printed Name	Reg. Number
Jesse A. Fecker	52,883

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Stephen Randall Holmes-Farley, W. Harry Mandeville, III and George M. Whitesides

Continuation Application of

Application No.: 10/322,904

Filed: December 17, 2002

For: Phosphate-Binding Polymers for Oral Administration

<p>Date: <u>1/28/04</u></p> <p>EXPRESS MAIL LABEL NO. <u>EL 955640820 US</u></p>

REMARKS/CHANGE OF CORRESPONDENCE ADDRESS

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The above-captioned application is a continuation of application number 10/322,904 filed on December 17, 2002 to which priority is claimed under 35 U.S.C. §120.

Applicants are submitting under separate cover an extension of time fee in the parent application, to maintain co-pendency between the parent application and the instant continuation application.


The specification of the present application is substantially the same as that of the parent application. The related applications paragraph has been revised to include a specific reference to the parent application. No new matter has been added.

All of the claims from the parent application have been omitted. A new claim set is being presented herein for examination. Support for Claims 1, 4, 6, 10, 13 and 15 can be found, for example, at page 4, line 11 through page 5, line 18. Support for Claims 2 and 11 can be found at page 9, line 13 and in the Examples at page 16, line 1 through page 17, line 2. Support for Claims 3 and 12 can be found at page 8, line 24 through page 9, line 2. Support for Claims 5 and 14 can be found at page 9, line 20. Support for Claims 7-9 can be found at page 33, lines 13-26.

Pursuant to 37 C.F.R. 1.63(d)(4), please note that a Notice of Change of Correspondence Address was submitted in parent Application No. 09/542,329. Please send all correspondence in the above-identified continuation application to: Customer No. 021005; Hamilton, Brook, Smith & Reynolds, P.C., 530 Virginia Road, P.O. Box 9133, Concord, Massachusetts 01742-9133. In addition, please direct all telephone calls to **Steven G. Davis, Esq.** at (978) 341-0036, and all facsimile communications to (978) 341-0136.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By 

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Dated: 1-28-04